

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 24 2002

Returned to applicant for correction _____

Corrected application filed _____

Map filed MAR 24 1997 under TR-016

The applicant **THE DAVIS FAMILY 2000 TRUST** hereby makes application for permission to change the **POINT OF DIVISION AND PLACE OF USE OF A PORTION** of water heretofore appropriated under **CLAIMS #287, 294, 295** of the **Truckee River Decree**, said decree entered in the District Court of The United States for Nevada in that certain action entitled, **The United States of America, Plaintiff vs. Orr Water Ditch Company, et al., Defendants,** in Equity Docket No. A-3.

1. The source of water is **TRUCKEE RIVER**
2. The amount of water to be changed **0.017 CFS, NOT TO EXCEED 2.88 ACRE FEET ANNUALLY**
3. The water to be used for **AS DECREED**
4. The water heretofore permitted for **AS DECREED**
5. The water is to be diverted at the following point **NE¼ NW¼ SECTION 19, T19N., R.19E., M.D.B.&M., OR AT A POINT FROM WHICH THE NORTHEAST CORNER OF SAID SECTION 19 BEARS S. 88° 05' E., A DISTANCE OF 2620.00 FEET (LAKE DITCH)**
6. The existing permitted point of diversion is located within **NE¼ SW¼ SECTION 17, T.19N., R.19E., M.D.B.&M., OR AT A POINT FROM WHICH THE SOUTHWEST CORNER OF SAID SECTION 17 BEARS S. 44° 40' W., A DISTANCE OF 3211.00 FEET (ORR DITCH)**
7. Proposed place of use **0.73 ACRES WITHIN A 1.114 ACRE PARCEL LOCATED IN THE NE¼, NE¼ SECTION 1, T.18N., R.19E., M.D.B.&M.. APN 43-262-04 LOT 26, COUNTRY ESTATES UNIT NO. 1**
8. Existing place of use **SECTION 31, T.20N., R.20E., M.D.B.&M. – NW¼ SE¼ 0.45 ACRES APN 26-181-07; SECTION 1, T.19N., R.19E., M.D.B.&m. – SW¼ NW¼ 0.28 ACRES, APN 08-014-10 and 08-016-04.**
9. Use will be from **AS DECREED**
10. Use was permitted from **AS DECREED**
11. Description of proposed works **WATER WILL BE DIVERTED FROM LAKE DITCH AND DELIVERED TO THE PROPOSED PLACE OF USE THROUGH EXISTING DITCH SYSTEMS.**
12. Estimated cost of works **EXISTING**
13. Estimated time required to construct works **EXISTING**
14. Estimated time required to complete the application of water to beneficial use **TEN YEARS**

15. Remarks: CLAIM #287 – 0.01 CFS AND 1.76 ACRE FEET
CLAIM #294 – 0.004 CFS AND 0.56 ACRE FEET
CLAIM #295 – 0.004 CFS AND 0.56 ACRE FEET

By ROBERT E. FIRTH
s/Robert E. Firth
360 E. RIVERVIEW CIRCLE
RENO, NV 89509

Compared my/ cmf lt/gkl

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of the Truckee River as heretofore granted under Claims 287, 294, and 295. Truckee River Final Decree is issued subject to the terms and conditions imposed in said decree and with the understanding that no other rights on the source will be affected by the change proposed herein. A suitable measuring device must be installed and accurate measurements of water placed to beneficial use must be kept.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.017 cubic feet per second, but not to exceed 2.89 acre-feet as decreed, and not to exceed an annual duty of 4.0 acre-feet as decreed.

Work must be prosecuted with reasonable diligence and be completed on or before:

February 24, 2006

Proof of completion of work shall be filed on or before:

March 24, 2006

Water must be placed to beneficial use on or before:

February 24, 2010

Proof of the application of water to beneficial use shall be filed on or before:

March 24, 2010

Map in support of proof of beneficial use shall be filed on or before:

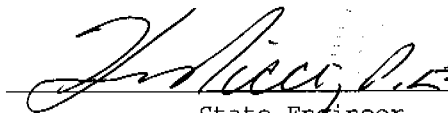
N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 24th day of February A.D. 2005



State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed _____

Certificate No. _____ Issued _____